

03/07/02
J1132 U.S. PTO

REQUEST FOR FILING A PATENT APPLICATION UNDER 37 C.F.R. §1.53(b)
Attorney Docket: 381NT/44743TCO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Box PATENT APPLICATION
Commissioner for Patents
Washington, D.C. 20231

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Sir:

This is a request for filing a continuation application under 37 C.F.R. 1.53(b), of pending prior application:

Serial No. 09/166,570
Filed on October 6, 1998
Of Yusuke TAKAMOTO et al.
Entitled: ELECTRIC VEHICLE AND METHOD OF KEEPING
THE ELECTRIC VEHICLE AT STOPPING DISTANCE
Examiner: E. Vanaman
Group: 3611

- X 1. Accompanying this order is a true copy of the prior application as originally filed.
Total pages 35
- X 2. New Formal drawings are being filed herewith consisting of 11 sheet(s), depicting Figures 1-14.
- X 3. Declaration and Power of Attorney:
a. — Newly executed (original or copy)
b. X Copy from prior application
i. — Deletion of Inventors - signed statement attached deleting inventor(s) named in the prior application
- X 4. Incorporation by Reference:
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 3b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
- 5. Cancel original claims ____.

— 6. Small entity status:

- a. — A small entity statement is enclosed
- b. — A statement of small entity status (copy attached) was filed on ____ in the prior application and status as a small entity is still proper and desired.
- c. — Is no longer claimed

7. The filing fee is calculated below:

Claims as Filed, Including Any Claims
Cancelled or Added by Preliminary Amendment

Basic Fee						\$370/740	=	\$740.00	
Total Claims	11	-	20	=	0	x	\$9/18	=	\$
Independent Claims	5	-	3	=	2	x	\$42/84	=	\$168.00
Multiple Dependent Claim Presented					\$140/280		=	\$	
Total Filing Fee					\$908.00				

— 8. Please charge my Deposit Account No. 05-1323 (Docket #____) in the amount of \$____.

9. A check in the amount of \$908.00 to cover the filing fee is enclosed.

10. The Commissioner is authorized to charge any fee which may be required under 37 CFR 1.16 or 37 CFR 1.17 or credit any overpayment to Deposit Account No. 05-1323 (Docket #381NT/44743TCO).

11. Amend the specification by inserting before the first line the sentence: -This application is a continuation of application Serial No. 09/166,570, filed October 6, 1998.--

12. Priority of Appln. No. 9-262965, filed in Japan on October 6, 1997, is hereby claimed under 35 U.S.C. 119.

13. A certified copy of each said priority document was filed in application Serial No. 09/166,570 on October 6, 1998.

14. The prior application is assigned of record to Hitachi, Ltd. Copies of the recorded Assignment and Notice of Recordation are enclosed.

15. The power of attorney in the prior application is to:

Herbert I. Cantor, Reg. No. 24,392; James F. McKeown, Reg. No. 25,406; Donald D. Evenson, Reg. No. 26,160; Joseph D. Evans, Reg. No. 26,269; Gary R. Edwards, Reg. No. 31,824; and Jeffrey D. Sanok, Reg. No. 32,169.

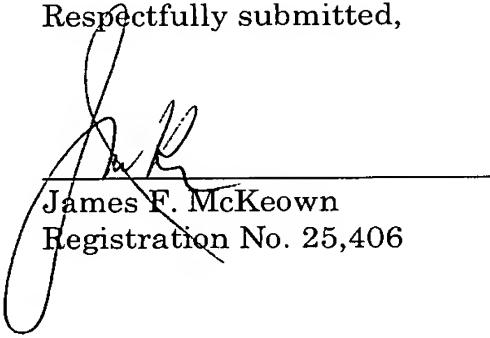
- RECEIVED - CERTIFIED MAIL
- a. The power appears in the original application papers in the prior application.
 - b. Since the power does not appear in the original application papers, a copy of the power in the prior application is enclosed.
 - c. Attached is a duplicate of a Supplemental Declaration which was filed in the prior application to overcome informalities.
 - d. Address all future correspondence to:

CROWELL & MORING, L.L.P.
P.O. Box 14300
Washington, DC 20044-4300

- 16. Forms PTO-892 and PTO-1449 listing prior art made of record in the prior application are attached. A copy of each of the listed references should be available in the prior application file.
- 17. A Preliminary Amendment is being filed herewith.
- 18. Return Receipt Postcard.
- 19. Other: Copy of substitute specification filed October 6, 1998, and marked-up version showing changes made.

Respectfully submitted,

March 7, 2002


James F. McKeown
Registration No. 25,406

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Tel: (202) 624-2500
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